

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Masanori OMOTE
Serial No.: 10/551,993
Filed: June 30, 2006
For: ROBOT DEVICE, INFORMATION PROCESSING
METHOD, AND PROGRAM
Examiner: Marc, Mcdieunel
Art Unit: 3664
Confirmation No.: 3343

745 Fifth Avenue
New York, NY 10151

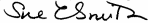
CERTIFICATE OF ELECTRONIC FILING

June 25, 2010

I hereby certify that this correspondence is being transmitted via
Electronic Filing Services on the date indicated above.

Sue Z Smith

(Typed or printed name of person signing transmittal)



(Signature of person signing transmittal)

**REQUEST FOR RECONSIDERATION OF PETITION
UNDER 37 CFR 1.181 TO WITHDRAW ABANDONMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Decision of dismissal June 22, 2010 this is a request for reconsideration of Applicant's petition to re-mail the Office Action dated February 5, 2010, which was never received by Applicant's representative.

Upon learning that an Office Action had been mailed on February 5, 2010, I caused a thorough search of our file, including its file jacket and contents, to locate said Office

Action but to no avail. A search of the docket records of Frommer Lawrence & Haug LLP (FLH), the law firm in which Applicant's representative is a partner, with the PTO Base date of February 5, 2010 for Serial No. 10/551,993 also did not show any mail received for this application.

Description of the FLH Docket System

Frommer Lawrence & Haug LLP (FLH) adopted and has been using for several years, long prior to the filing of the above-identified application, a computerized docket system that computes dates by which responses to Office Actions received from the Patent and Trademark Office are due, once the PTO dispatch date on the received Office Action is entered into the computerized system. The following procedure has been and continues to be followed:

When an Office Action is Received By Mail

- Communications received from the PTO are opened by FLH mailroom personnel and the received documents are time and date stamped
- PTO Communications are hand-carried to the FLH Docketing department whose personnel review the documents constituting the Communication and input the type of Action, the PTO mailing date and the response term specified in that Action into our computerized docket system. FLH docket personnel stamp the documents "Docketed," print out a Docket Sheet bearing the due date(s) calculated by the computerized docket system and attach the Docket Sheet to the received PTO documents.
- The received PTO documents and Docket Sheet are hand-delivered to the FLH Records Department
- FLH Records Department personnel retrieve the file identified by the Docket Sheet, attach the received PTO documents and the Docket Sheet to the file jacket and deliver the

file jacket with attached documents to the attorney responsible for that file, or to the attorney's secretary, as may be requested by the attorney.

When an Office Action is Received Electronically

The FLH Computerized Docket System has incorporated therein the feature known as the "CPI Patent Links System," created by Computer Packages, Inc., a corporation having an office in Rockville, Maryland. The CPI Patent Links System automatically accesses the PTO website on a daily basis and downloads any new office action for a patent application previously stored in the Patent Links System database. The downloaded office action is electronically forwarded automatically to the FLH computerized docket system. On information and belief, at present, the PTO permits three hundred accesses, or "hits," per day from FLH. Consequently, all FLH applications stored in the Patent Links System database cannot be accessed daily. Therefore, three hundred different applications are accessed daily, in numerical order based on the serial numbers of those applications.

When an Office Action is downloaded and electronically forward to the FLH computerized docket system, the following procedure is followed:

- The personnel in the FLH Docketing department review the electronically downloaded Office Action and input the type of Action, the PTO mailing date and the response term specified in that Action into our computerized docket system. FLH docket personnel print out a hard copy of the electronic Office Action, stamp the documents constituting the Office Action "Docketed," print out the due date(s) calculated by the computerized docket system and attach the Docket Sheet to the received PTO documents.
- The hard copy of the downloaded PTO documents and the Docket Sheet are hand-delivered to the FLH Records Department

- FLH Records Department personnel retrieve file identified by the Docket Sheet, attach the received PTO documents and the Docket Sheet to the file jacket and deliver the file jacket with attached documents to the attorney responsible for that file, or to the attorney's secretary, as may be requested by the attorney.

The FLH docket system described above is sufficiently reliable.

To the best of my knowledge and belief, the Office Action mailed in the above-identified application on February 5, 2010 has not been received by Frommer Lawrence & Haug and in support of such belief, I enclose a log of all incoming mail from the Patent and Trademark Office with a mailing date of February 5, 2010. Had the non-received Office Action been received by this office, it would have been entered by Serial No. 10/551,993 on the attached docket log, together with all other mail received from the Patent and Trademark Office bearing the mailing date of February 5, 2010.

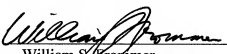
In view of the above, Petitioner respectfully requests that the non-received Office Action be re-mailed to Applicant's attorney; and the term for replying be reset with the mailing of such Action.

PATENT
450100-05036

If any fees are needed in connection with this Petition, please charge our Deposit
Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicant

By: 
William S. Frommer
Reg. No. 25,506
Tel. (212) 588-0800

LISA PTO BASE DATE REPORT

4/23/2010

CaseNumber	ApplNumber	StatCase	Country	EndDate	ActionType	PTO/Base Date
45010004565	10/483376		US	09-Jan-2004	US-Allowance	05-Feb-2010
9300072192	10/717859		US	19-Nov-2003	US-3MON ACTION	05-Feb-2010
5121002045	10/526570		US	04-Mar-2005	US-3MON ACTION	05-Feb-2010
45010003276.1 US	11/439281		US	23-May-2006	US-3MON ACTION	05-Feb-2010
9300222048.14 US	10/581627		US	10-Apr-2007	US-FINAL R116	05-Feb-2010
9300862028	10/581766		US	06-Jun-2006	US-Allowance	05-Feb-2010
9300392111.B	11/787866		US	18-Apr-2007	US-3MON ACTION	05-Feb-2010
9300072186.2 US	11/880145		US	20-Jul-2007	US-MISSG PT-FLG	05-Feb-2010
1100012033	12/693926		US	26-Jan-2010	US-MISSG	05-Feb-2010
1354142053	11/635473		US	07-Dec-2006	US-Allowance	05-Feb-2010